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SCHWEGMAN, LUNDBERG, WOESSNER &
KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402

MAILED

DEC 06 2004

Technology Center 2100

In re Application of:
Gary Logston
Application No. 10/765,629
Filed: January 26, 2004
For: METHOD AND APPARATUS FOR
BALANCING DISTRIBUTED
APPLICATIONS

DECISION ON REQUEST TO
WITHDRAW AS ATTORNEY
OR AGENT

This is a decision on the Request To Withdraw from Representation filed October 19, 2004.

A grantable request to withdraw as attorney of record should indicate thereon the present mailing addresses of the attorney(s) who is/are withdrawing from the record and of the applicant. The request for withdrawal must be signed by every attorney seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a). The effective date of withdrawal being the date of decision and not the date of request. See M.P.E.P. § 402.06. 37 C.F.R. § 1.36 further requires that the applicant or patent owner be notified of the withdrawal of the attorney or agent.

The signer of the petition, Robert F. Gazdzinski is not appointed as an attorney or agent of record. Therefore he is not authorized to act on behalf of the attorneys of record, nor can he effect a change of address.

For the above stated reasons, the request is **DISMISSED AS MOOT.**

All future communications from the Office will be directed to the above-listed address until otherwise notified by applicant.

A handwritten signature in black ink, appearing to read "Stewart Henry" with a small "for" written below it.

Vincent N. Trans
Special Program Examiner
Technology Center 2100
Computer Architecture, Software, and
Information Security
(571) 272-3613

cc: GARDZINSKI & ASSOCIATES
Suite 375
11440 West Bernardo Court
San Diego, CA 92127